

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CONNIE BELTHIUS,

Plaintiff,

V.

MICHAEL J. ASTRUE, Commissioner of
the Social Security Administration,

Defendant.

CASE NO. 12-cv-05293 BHS-JRC

REPORT AND RECOMMENDATION
ON STIPULATED MOTION FOR
REMAND

This matter has been referred to Magistrate Judge J. Richard Creatura pursuant to 28

U.S.C. § 636(b)(1)(B) and Local Magistrates Rule MJR 4(a)(4), and as authorized by *Mathews*,

Secretary of H.E.W. v. Weber, 423 U.S. 261 (1976). This matter is before the Court on

defendant's stipulated motion to remand the matter to the administration for further

consideration. (ECF No. 27.)

After reviewing defen-

After reviewing defendant's stipulated motion and the relevant record, the undersigned

recommends that the Court grant defendant's motion, and order that the Commissioner's

decision in regard to Plaintiff's application for disability insurance benefits pursuant to Title II.

1 of the Social Security Act be REVERSED and REMANDED pursuant to sentence four of 42
2 U.S.C. § 405(g) to the Commissioner of Social Security for a *de novo* hearing. On remand, the
3 ALJ should reevaluate the medical and other opinions of record, reevaluate plaintiff's credibility,
4 and reassess plaintiff's residual functional capacity. If necessary, the ALJ should obtain
5 supplemental vocational expert testimony

6 This Court further recommends that the ALJ take any other actions necessary to develop
7 the record. In addition, plaintiff should be allowed to submit additional evidence and arguments
8 to the ALJ on remand.

9 Given the facts and the parties' stipulation, the Court recommends that the District Judge
10 immediately approve this Report and Recommendation and order the case be **REVERSED** and
11 **REMANDED** pursuant to sentence four of 42 U.S.C. § 405(g).

12 Dated this 6th day of December, 2012.

13 
14 J. Richard Creatura
15 United States Magistrate Judge